REMARKS

As the Examiner will note, claims 1 and 10 have been amended in this Preliminary Amendment as the result of an interview conducted with the Examiner in charge of prosecution of the present application. The Examiner indicated that the changes made to claims 1 and 10 would place the RCE application into condition for allowance. Accordingly, an action on the merits of the present claims including the Preliminary Amendment are respectfully requested.

We are withdrawing the appeal in favor of this RCE application.

In view of the above amendment, applicant believes the pending application is in condition for allowance.

By_

Dated: August 4, 2005

Respectfully submitted

Joseph A. Kolasch

Registration No.: 22,463

BIRCH, STEWART, KOLASCH & BIRCH, LLF

Docket No.: 3430-0126P

8110 Gatehouse Rd

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant